

1 **OUTTEN & GOLDEN LLP**
2 Moira Heiges-Goepfert (Cal. Bar No. 326861)
3 One California Street, 12th Floor
4 San Francisco, CA 94111
5 Telephone: (415) 991-8514
6 Facsimile: (415) 638-8810
7 mhg@outtengolden.com

8 Sophia L. Hall (*pro hac vice*)
9 **LAWYERS FOR CIVIL RIGHTS**
10 61 Batterymarch Street, 5th Floor
11 Boston, MA 02110
12 Telephone: (617) 482-1145
13 Facsimile: (617) 482-4392
14 shall@lawyersforcivilrights.org

15 *Attorneys for Plaintiffs and the Proposed Class*
16 *(Additional Counsel Listed on Signature Page)*

17 **MC GUIREWOODS LLP**
18 Anthony Q. Le (SBN 300660)
19 Two Embarcadero Center, Suite 1300
20 San Francisco, CA 94111-3821
21 Telephone: 415.844.9944
22 Facsimile: 415.844.9922

23 K. Issac deVyver (*pro hac vice*)
24 Karla Johnson (*pro hac vice*)
25 Tower Two-Sixty
26 260 Forbes Avenue, Suite 1800
27 Pittsburgh, PA 15222
28 Telephone: 412.667.6000
29 Facsimile: 412.667.6050

30 *Attorneys for Defendants*
31 *Social Finance, Inc. d/b/a SoFi and*
32 *SoFi Lending Corp. d/b/a SoFi*

33 **UNITED STATES DISTRICT COURT**
34 **NORTHERN DISTRICT OF CALIFORNIA**

35 RUBEN JUAREZ, CALIN CONSTANTIN
36 SEGARCEANU, EMILIANO GALICIA, and
37 JOSUE JIMENEZ, on behalf of themselves
38 and all others similarly situated,

39 Plaintiffs,

40 vs.

41 SOCIAL FINANCE, INC. d/b/a SOFI, and
42 SOFI LENDING CORP. d/b/a SOFI,

43 Defendants.

44 Case No.: 4:20-cv-03386-HSG

45 **JOINT STIPULATION AND ORDER TO**
46 **FURTHER STAY LITIGATION**

47 District Judge: Haywood S. Gilliam, Jr.
48 Complaint filed: May 19, 2020
49 First Amended Complaint Filed: July 30, 2020
50 Second Amended Complaint Filed: May 3,
51 2021

52 Pursuant to Civil Local Rules 6-1(b) and 6-2, Plaintiffs Ruben Juarez, Calin Constantin
53 Segarceanu, Emiliano Galicia, and Josue Jimenez (“Plaintiffs”), through counsel, along with
54 counsel for Defendants Social Finance, Inc. d/b/a SoFi and SoFi Lending Corp. d/b/a SoFi

1 (collectively, "SoFi," and together with Plaintiffs, the "Parties"), respectfully submit the following
 2 Joint Stipulation and Proposed Order to Further Stay Litigation.

3 **RECITALS**

4 WHEREAS, on May 19, 2020, Plaintiff Juarez filed a putative class action Complaint
 5 against SoFi in the above-captioned matter, asserting violations of the Civil Rights Act of 1866, 42
 6 U.S.C. § 1981, and the California Unruh Civil Rights Act, Cal. Civil Code §§ 51, *et seq.*, (D.E. 1);

7 WHEREAS, on July 30, 2020, Plaintiffs Juarez and Segarceanu filed a First Amended
 8 Complaint, adding named Plaintiff Segarceanu and claims under the Fair Credit Reporting Act, 15
 9 U.S.C. § 1681, *et seq.* (D.E. 33);

10 WHEREAS, on May 3, 2021, Plaintiffs filed a Second Amended Complaint (as authorized
 11 by the Court), incorporating additional named Plaintiffs Jimenez and Galicia (D.E. 56, 62);

12 WHEREAS, following the May 4, 2021 case management conference, the Court entered a
 13 Scheduling Order on May 12, 2021, pursuant to which fact discovery closes April 3, 2022 (D.E.
 14 66);

15 WHEREAS, on July 15, 2021, the Parties participated in a private mediation session with
 16 JAMS arbitrator David Geronemus, Esq., during which they were ultimately unable to reach a
 17 settlement;

18 WHEREAS, on November 3, 2021, the Court approved the Parties' Joint Stipulation seeking
 19 to stay the case through December 28, 2021 in order to focus on continued settlement discussions,
 20 but cautioned the Parties that if the case is not settled by December 28, 2021, they should be prepared
 21 to proceed under the current case schedule (D.E. 84);

22 WHEREAS, on December 28, 2021, the Parties provided an update to the Court that
 23 substantial process was made towards settlement (D.E. 85), and on January 3, 2022 the Court
 24 approved the Parties' Joint Stipulation seeking to further stay the case through January 27, 2022
 25 (D.E. 86).

WHEREAS, since that time, the Parties have reached an agreement on nearly all material terms and are in the process of documenting the settlement, and accompanying class action settlement notice and claim form, in a written agreement;

4 WHEREAS, the Plaintiffs expect to file for preliminary approval within 60 days;

5 WHEREAS, a continued stay will further conserve judicial resources and allow the parties
6 to continue efforts towards documenting settlement; and

7 WHEREAS, the Parties affirm that no party will be prejudiced by this stipulation, nor will
8 the requested extension unduly delay the case;

STIPULATION

10 THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiffs
11 and SoFi through their respective undersigned counsel that:

12 1. All formal discovery, discovery obligations and motion practice shall be suspended
13 and stayed for another 60 days, (until March 28, 2022) to enable the Parties to
14 conserve resources and focus their efforts on settlement;

15 2. Plaintiffs will file for preliminary approval on or before March 28, 2022, or the
16 parties will submit an update to the Court in which they will apprise the Court of the
17 status of their settlement efforts and expected timing for the filing of a motion for
18 preliminary approval;

19 3. This stipulation is without prejudice to the rights, claims, arguments, and defenses of
20 all Parties; and

21 4. All other signatories listed, and on whose behalf the filing is submitted, concur with
22 the content in this Stipulation and have authorized the filing.

23 | IT IS SO STIPULATED.

1 OUTTEN & GOLDEN LLP
2

3 Dated: January 27, 2022
4

5 By: /s/ Ossai Miazad
6 Ossai Miazad (*pro hac vice*)
7 685 Third Avenue, 25th Floor
8 New York, NY 10017
9 Telephone: (212) 245-1000
10 Facsimile: (646) 509-2060
11 om@outtengolden.com
12

13 Moira Heiges-Goepfert (Cal. Bar No. 326861)
14 OUTTEN & GOLDEN LLP
15 One California Street, 12th Floor
16 San Francisco, CA 94111
17 Telephone: (415) 991-8514
18 Facsimile: (415) 638-8810
19 mhg@outtengolden.com
20

21 Mikael Rojas (Cal. Bar No. 309626)
22 OUTTEN & GOLDEN LLP
23 601 Massachusetts Avenue NW, Suite 200W
24 Washington, D.C. 20001
25 Telephone: (202) 847-4400
26 Facsimile: (646) 509-2008
27 mrojas@outtengolden.com
28

29 Sophia L. Hall (*pro hac vice*)
30 LAWYERS FOR CIVIL RIGHTS
31 61 Batterymarch Street, 5th Floor
32 Boston, MA 02110
33 Telephone: (617) 482-1145
34 Facsimile: (617) 482-4392
35 shall@lawyersforcivilrights.org
36

37 *Attorneys for Plaintiffs Ruben Juarez, Calin
38 Constantin Segarceanu, Emiliano Galicia,
39 Josue Jimenez and the Proposed Class*

40 MCGUIRE WOODS LLP
41

42 Dated: January 27, 2022
43

44 By: /s/ Issac deVyver
45 K. Issac deVyver (*pro hac vice*)
46 Karla Johnson (*pro hac vice*)
47 Tower Two-Sixty
48 260 Forbes Avenue
49 Suite 1800
50 Pittsburgh, PA 15222
51 Telephone: 412.667.6000
52 Facsimile: 412.667.6050
53

54 Anthony Q. Le (SBN 300660)
55 Two Embarcadero Center
56 Suite 1300
57 San Francisco, CA 94111-3821
58 Telephone: 415.844.9944
59 Facsimile: 415.844.9922
60

61 *Attorneys for Defendants
62 Social Finance, Inc. d/b/a SoFi and
63 SoFi Lending Corp. d/b/a SoFi*

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED,

DATED: 1/28/2022

Haywood S. Gill, Jr.

Haywood S. Gilliam, Jr
United States District Judge